



MS AF  
RESPONSE UNDER  
37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1761

PATENT  
4035-0116P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Yoshito SHIBAUCHI et al. Conf.: 3850  
Appl. No.: 09/675,671 Group: 1761  
Filed: September 29, 2000 Examiner: T. Tran Lien  
For: METHOD FOR PRODUCING LAMINATED CHEESE  
AND A DEVICE THEREOF AND LAMINATED  
CHEESE FOOD THEREBY PRODUCED

RECEIVED  
JUL 09 2003  
GROUP 1700

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JUL 03 2003

NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS

TECH CENTER 1600/2900

MS AF

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

June 30, 2003  
(Monday)

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated January 29, 2003 of the Primary Examiner finally rejecting claims 12-16.

☐ This document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of two (2) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☐ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$0.00 is required for the full period of the above-requested extension of time.

☒ An extension of one (1) month(s) for responding to the Final Rejection was previously requested and paid for on May 27, 2003. Thus a fee of \$300.00 is required to obtain an additional one (1) month(s) for filing the Notice of Appeal.

07/02/2003 MBERHE 00000027 09675671

01 FC:1401  
02 FC:1252

320.00 OP  
300.00 OP

☐ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☒ Large entity - \$320.00

☐ Small Entity - \$160.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$620.00.

Payment of the above TOTAL FEE is being made in the following manner:

☒ Check(s) in the amount of \$620.00 is/are enclosed.

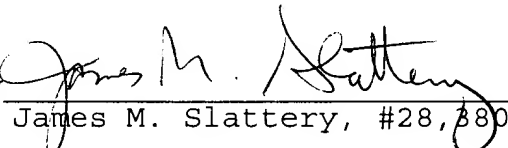
☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.


If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

BY

  
James M. Slattery, #28,380

  
JMS/CTT:jls  
4035-0116P

P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000